IN THE HIGH COURT OF JUDICATURE AT BILASPUR CHHATTISGARH

WRIT PETITION NO 3987 OF 2004

PETITIONER

OM PRASKASH PATEL S/O SHRI JAITA RAM PATEL, AGED ABOUT 37 YEARS ,OCCUPATION- ASSITTENT TEACHER, SCHEDULE CAST GOVIERNMENT PRIMARY SCHOOL, KATOUD, BLOCK- NAVAGAR , DISTIRICT- JANJGEER CHAMPA (C.G.)

RECEIVED
Clerk to A.G. Bilaspur

P.R. No. 3745/04
Presented by Shri M.P. Sande
dated 06.12.04

VERSES

RESPONDENTS

1. STATE OF CHHATTISGARH THROUGH : SECRETARY SCHOOL EDUCATION DEPARTMENT, D.K. BHAVAN RAIPUR (C.G.)

2. DISTRICT EDUCATIONAL OFFICER JANJGEER- CHAMPA (C.G)

3. BLOCK EDUCATION OFFICER BLOCK -NVAGAR, (JANNGEER) DISTT - JANJGEER- CHAMPA (C.G)

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

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HIGH COURT OF CHHATTISGARH, BILASPUR

W.P.No. 3768/2004

Kanta Prasad Dewangan

Vs.

State of Chhattisgarh and others

W.P.No. 3698/2004

Dwarika Prasad Kashayp

Vs.

State of Chhattisgarh and others

W.P. No.3734/2004

Bali Ram Dewangan

Vs.

State of Chhattisgarh and others

W.P. No.3997/2004

Om Prakash Patel

Vs.

State of Chhattisgarh and others

Appearance:

Dr. Shailesh Ahuja, counsel for the petitioners.

Shri Satish Gupta, Dy. Government Advocate for the State/ respondents.

ORAL ORDER
(12.10.2006)

SUNIL KUMAR SINHA, J.

By way of these writ petitions, filed under Article 226/227 of the Constitution of India, the petitioners have prayed for a direction to the respondents to pay the increments and count seniority on the basis of their initial appointments in light of the

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decision rendered by the learned State Administrative Tribunal, Jabalpur in O.A.No. 1452/1998 (Harish Chandra Singh & others Vs. State of M.P. & others) dated 31.1.2000.

During the course of arguments, learned counsel for the petitioners submits that in many writ petitions, filed by the similarly placed persons, this Court has issued directions for making representations before the competent authority and the competent authority has been directed to decide their representations within the stipulated period granted by this Court. He further submits that those writ petitions are W.P.No.4926/2006 and W.P.No.3883/2006. He makes a limited prayer that these petitions may also be disposed of with a direction to the petitioners to file a detailed representation before the competent authority and the competent authority may be directed to dispose of the same in accordance with law.

This limited prayer, made by learned counsel for the petitioners is not opposed by learned counsel for the State.

Having heard learned counsel for the parties and having regard to the facts and circumstances of the case, in the opinion of this Court; the limited prayer made by learned counsel for the petitioners appears to be reasonable.

The prayer is allowed.

The petitioners are allowed to make a detailed representation within a period of two weeks from today to the concerned authority, raising all their grievances and if such a representation is filed, in tern, the concerned authority shall decide the said representation in an objective manner within a period of 30 days from the date of receipt of the representation

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after considering all the points raised by the petitioners and taking into account the order dated 31.1.2000 passed by the learned State Administrative Tribunal, Jabalpur in O.A.No.1452/1998.

With the aforesaid directions, all the writ petitions stand finally disposed of.

No order as to cost.

Parties are entitled for certified copy of this order.

Sd/-
Sunil Kumar Sinha
Judge

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